

**SUPREME COURT MINUTES  
THURSDAY, JULY 1, 1999  
SAN FRANCISCO, CALIFORNIA**

S011206      People, Plaintiff and Respondent  
   v  
   George Hatton Smithey, Defendant and Appellant  
   The judgment is affirmed in its entirety.

George, C.J.

We Concur:

Kennard, J.  
Baxter, J.  
Werdegar, J.  
Chin, J.  
Brown, J.

Concurring Opinion by Mosk, J.

S072534      Raymond Bruce Belton, Plaintiff and Appellant  
   v.

Bowers Ambulance Service, Defendant and Respondent

[W]e adopt the Court of Appeal's holding in this case, quoted in the first paragraph of this opinion, disapprove the contrary holding of *Hollingsworth, supra*; 45 Cal.App.4th 423, and affirm the judgment of the Court of Appeal.

Chin, J.

We Concur:

George, C.J.  
Mosk, J.  
Kennard, J.  
Baxter, J.  
Werdegar, J.  
Brown, J.

9th Cir.        Ventura Group Ventures, Inc., Appellant

No. 97-        v.

55269        Ventura Port District et al., Appellees

S080112        Any party in this proceeding may file a letter or brief in support of, or in opposition to, the request for certification submitted by the United States Court of Appeals for the Ninth Circuit by July 19, 1999, 20 days from the date of the filing of the request for certification in this court. In addition, any party may file by August 2, 1999, a reply to any letter or brief filed by any party or other individual or entity. Any other individual or entity desiring to support or oppose the request for certification must comply with the provisions of rule 14(b) of the California Rules of Court applicable to amicus curiae letters in support of, or in opposition to, a petition for review or original writ in the Supreme Court.

S020032        People, Respondent

v.

Raymond Anthony Lewis, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including July 28, 1999.

S022481        People, Respondent

v.

Martin Anthony Navarette, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including August 23, 1999.

No further extensions of time are contemplated.

S025880        People, Respondent

v.

Richard Louis Phillips, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's response to appellant's supplemental opening brief is extended to and including August 2, 1999.

S049626 People, Respondent

v.

Stephen Edward Hajek and Loi Tan Vo, Appellants

On application of appellant, Stephen Edward Hajek, and good cause appearing, it is ordered that appellant, Stephen Edward Hajek, is granted to and including August 31, 1999, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S016924 People, Respondent

v.

Kurt Michaels, Appellant

The motion of appellant for leave to file a supplemental brief is granted.

S024642 People, Respondent

v.

Michael Ray Burgener, Appellant

The request of appellant for leave to file an oversized opening brief is granted.

S070177 Thomas M. White, Appellant

v.

Ultramar Inc., Respondent

Appellant's request to file a supplemental brief regarding the new judicial authority is granted.

Respondent may file a response within 15 days from the date of this order.

S076454 Ora Peatros, Appellant

v.

Bank of America NT&SA et al., Respondents

Appellant's request for an extension of time to file the opening brief on the merits is hereby DENIED.

S077916 In re the Marriage of Michael A. and Elissa M. Congdon

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Michael A. Congdon, Appellant

v.

Elissa M. Congdon, Respondent

On application of appellant and good cause appearing, it is ordered that the time to serve and file opening brief on the merits is extended to and including July 26, 1999.

S031641 People, Respondent

v.

Gregory O. Tate, Appellant

Upon request of appellant for appointment of counsel, the State Public Defender is hereby appointed to represent appellant Gregory O. Tate for the direct appeal in the above automatic appeal now pending in this court.

S059461 People, Respondent

v.

David Morales, Appellant

Upon request of appellant for appointment of counsel, Richard Jay Moller is hereby appointed to represent appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date of this order.

S075720 People, Respondent

v.

Cayetano Calderon Camacho, Appellant

Upon request of appellant for appointment of counsel, J. Courtney Shevelson is hereby appointed to represent appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date of this order.

S077785 People, Respondent

v.

Jose T. Macias et al., Appellants

Upon request of appellant **Jose T. Macias** for appointment of counsel, Catherine Campbell is hereby appointed to represent

appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date of this order.

2nd Dist. Mario O. Children and Family Services  
B129394 v.  
Jose O.

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division One to Division Seven.

2nd Dist. Detroit P. Children and Family Services  
B130861 v.  
Rubie H.

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Seven to Division One.

S080051 In the Matter of the Resignation of **James Lee Brock, Jr.**  
A Member of the State Bar of California

The voluntary resignation of **James Lee Brock, Jr.** as a member of the State Bar of California is accepted.

S080052 In the Matter of the Resignation of **Robert Von Weise Zipp**  
A Member of the State Bar of California

The voluntary resignation of **Robert Von Weise Zipp** as a member of the State Bar of California is accepted.

S080090 In the Matter of the Resignation of **Carol Ann Osborne**  
A Member of the State Bar of California

The voluntary resignation of **Carol Ann Osborne** as a member of the State Bar of California is accepted.

S080091 In the Matter of the Resignation of **Jeff Wreden Ryder**  
A Member of the State Bar of California

The voluntary resignation of **Jeff Wreden Ryder** as a member of the State Bar of California is accepted.

S080093      In the Matter of the Resignation of **David George Schlaudecker**  
A Member of the State Bar of California  
The voluntary resignation of **David George Schlaudecker** as a  
member of the State Bar of California is accepted.